

PATENT IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

That

Applicant: John L. Toner, et al.

Serial No.: 10/796,243

Filed: March 09, 2004

For: MEDICAL DEVICE HAVING A HYDRATION INHIBITOR

Examiner: Not yet assigned

Group Art Unit: Not yet assigned

Case No.: 7047.US.O1

Certificate of Mailing under 37 CFR §1.8(a):

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First

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MS Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA22313-1450, on:

Jale of Theposit: June 1, 20

Michele M. Bonke

TRANSMITTAL LETTER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Enclosed herewith for the patent application identified above are the following:

- 1. Supplemental Information Disclosure Statement:
- 2. PTO form 1449;
- 3. Copies of Four References; and
- 4. Return Receipt Postcard

The Commissioner is hereby authorized to charge any additional Filing Fees required under 37 CFR §1.16, as well as any patent application processing fees under 37 CFR §1.17 associated with this communication for which full payment had not been tendered, to Deposit Account No. 01-0025.

ABBOTT LABORATORIES

Customer Number 23492 Telephone: (847) 937-4558

Facsimile: (847) 938-2623

Respectfully submitted, John L. Toner, et al

Patricia Coleman James Registration No. 37,155

Attorney for Applicants

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Michele M. Bonke

<u>SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT</u>

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

The following information is submitted pursuant to 37 CFR §§ 1.97-1.98, in accordance with Applicant's duty of disclosure under 35 CFR § 1.56. This submission is not intended to constitute an admission that any patent, publication or other information cited herein is "prior art" as to the invention claimed. In accordance with 37 CFR §1.97(g)-(h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that other material information as defined by 37 CFR 1.56(a) exists.

Applicants bring to the attention of the Examiner US 6,299,604, WO 98/36784, WO 00/21584 and EP 0 568 310 B1 listed on the attached Form PTO-1449.

Applicant respectfully petitions and requests that the Examiner consider the listed documents, evidence such consideration by making appropriate notations on the attached form and return a copy of the initialed form to Applicant. Copies of the references are attached.

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In accordance with 37 CFR §1.97(c), this Supplemental Information Disclosure Statement is being filed before the mailing date of any of a final action under §1.113, a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application. Applicant hereby authorizes the Commission to charge Deposit Account No. 01-0025 in the amount specified in 37 CFR 1.17(p).

Respectfully submitted,

J. L. Toner, et al.

ABBOTT LABORATORIES Customer Number 23492 Telephone: (847) 937-4558

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Patricia Coleman James Registration No. 37,155

Attorney for Applicants



DATE: June ____, 2005

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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE (Modified) PATENT AND TRADEMARK OFFICE			ATTY. DOCKET NO. 7047USO1		SERIAL NO. 10/796,243					
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				APPLICANT(S) J. L. Toner, et al						
(Use several sheets if necessary) (37 CFR 1.98 (b))			FILING DATE March 9, 2004		GROUP Not yet assigned					
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